

# DIRECTIVE

## WORKFORCE SERVICES

Number: WSD08-9

Date: June 11, 2009

69:123:cs:12752

TO: WORKFORCE DEVELOPMENT COMMUNITY

SUBJECT: 2009 70 PERCENT LLSIL AND POVERTY GUIDELINES

### EXECUTIVE SUMMARY:

#### Purpose:

This directive issues the 2009 70 percent Lower Living Standard Income Level (LLSIL) published by the Secretary of Labor in the Federal Register on March 26, 2009. It also issues the 2009 poverty guidelines published by the U.S. Department of Health and Human Services (HHS) in the Federal Register on January 23, 2009.

#### Scope:

The LLSIL and poverty guidelines are used to establish low-income status for Workforce Investment Act (WIA) Title I programs. Local Workforce Investment Areas (LWIA) use the LLSIL to determine eligibility for youth, eligibility for employed adults for certain services, self-sufficiency, and eligibility for the Work Opportunity Tax Credit. The LWIAs should consult the WIA and its regulations, and preamble for more specific guidance.

#### Effective Date:

The 2009 LLSIL and 2009 poverty guidelines became effective on their dates of publication in the Federal Register, March 26, 2009 and January 23, 2009, respectively.

### REFERENCES:

- WIA Section 101(24), 101(25), 127(b)(2)(C), 132(b)(1)(B)(v)(IV), and 134(d)(3)(A)(ii)
- Title 20 Code of Federal Regulations (Title 20 CFR) Section 663.230
- Federal Register, Volume 74, Number 57, WIA; LLSIL (March 26, 2009)
- Federal Register, Volume 74, Number 14, Annual Update of the HHS Poverty Guidelines (January 23, 2009)

## STATE-IMPOSED REQUIREMENTS:

This directive contains one State-imposed requirement, which is in ***bold italic*** print.

## FILING INSTRUCTIONS:

This directive supersedes Workforce Services Directive WSD08-3, dated August 20, 2008, and finalizes Workforce Services Draft Directive WSDD-22, issued for comment on May 12, 2009. The Workforce Services Division received no comments during the draft comment period. Retain this directive until further notice.

## BACKGROUND:

The WIA Section 101(25)(B) sets the criteria LWIAs use in determining whether an individual is a low-income individual. This criteria includes two sets of data: the poverty guidelines, as published by HHS, and 70 percent of the LLSIL, as determined by the Secretary of Labor. The LWIAs use the higher of these two measures to establish low-income status for eligibility purposes of WIA Title I Programs. The WIA requires annual revisions to both sets of data.

All LWIAs use the same poverty guidelines. However, the LLSIL identifies maximum qualifying income levels for residents in either of two broad geographic designations: metropolitan and nonmetropolitan areas. Metropolitan income levels apply to residents living within Metropolitan Statistical Areas (MSA) as defined by the Office of Management and Budget. Nonmetropolitan income levels apply to places with populations under 50,000. In addition to the broad metropolitan and nonmetropolitan designations, the Department of Labor identifies three MSAs in California that have unique LLSILs: the San Diego MSA, the Los Angeles/Riverside/Orange County MSA, and the San Francisco/Oakland/San Jose MSA.

## POLICY AND PROCEDURES:

1. Select the appropriate table for use by your LWIA from the five tables in Attachment 1. ***(In those instances where a LWIA encompasses both metropolitan and nonmetropolitan areas, the State has designated the higher of the LLSIL figures for use within the entire LWIA.)***
2. Use the higher of either the LLSIL or the poverty guideline for the appropriate family size to determine low-income status. A comparison of the applicant's actual family income during the six-month income determination period with the six-month figures on the charts enables the reviewer to immediately determine income status.
3. The WIA, together with Title 20 CFR 663.230, requires LWIBs to set the criteria for determining whether employment leads to self-sufficiency. At a minimum, such criteria must provide that self-sufficiency means employment that pays at least 100 percent of the LLSIL established for a LWIA.

**ACTION:**

Notify all affected staff of the changes to the LLSIL and poverty guidelines in this directive.

**INQUIRIES:**

If you have any questions, please contact your [Regional Advisor](#) at (916) 654-7799.

/S/ BOB HERMSMEIER  
Chief  
Workforce Services Division

Attachment

## 2009 70 PERCENT LLSIL AND POVERTY GUIDELINES

The Lower Living Standard Income Level (LLSIL) and poverty guidelines are used to establish low-income status for Workforce Investment Act (WIA) Title I programs. Local Workforce Investment Areas (LWIA) use the LLSIL to determine eligibility for youth, eligibility for employed adults for certain services, self-sufficiency, and eligibility for the Work Opportunity Tax Credit. The LWIAs should consult the WIA and its regulations, and preamble for more specific guidance.

Tables 1 through 5 show the 70 percent LLSIL and the poverty guidelines for western metropolitan and nonmetropolitan areas, and for three specific Metropolitan Statistical Areas in California. In addition, each LLSIL table includes the 100 percent LLSIL that establishes the Department of Labor's minimum self-sufficiency levels. The last column in each table shows the amount to be added to the figure for a family of six for each additional family member.

Since the income received during the six-month period immediately prior to the individual's application for WIA funded services is used for income determination, each chart below shows the six-month, as well as the annual, figures for each family size. A comparison of the applicant's actual family income during the six-month income determination period with the six-month figures on the charts enables the reviewer to immediately determine an individual's eligibility.

**Effective Dates:** LLSIL: March 26, 2009  
Poverty Guidelines: January 23, 2009

Table 1—San Diego Metropolitan Statistical Area							
LWIAs	San Diego Consortium						
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 10,798	\$ 17,689	\$ 24,287	\$ 29,979	\$ 35,379	\$ 41,377	\$ 5,998
6 Months	\$ 5,399	\$ 8,845	\$ 12,144	\$ 14,990	\$ 17,690	\$ 20,689	\$ 2,999
100%	\$ 15,426	\$ 25,270	\$ 34,696	\$ 42,827	\$ 50,541	\$ 59,110	\$ 8,569
Poverty Guidelines							
Annual	\$ 10,830	\$ 14,570	\$ 18,310	\$ 22,050	\$ 25,790	\$ 29,530	\$ 3,740
6 Months	\$ 5,415	\$ 7,285	\$ 9,155	\$ 11,025	\$ 12,895	\$ 14,765	\$ 1,870

**Table 2—Los Angeles/Riverside/Orange County Metropolitan Statistical Area**

LWIAs	Anaheim		Los Angeles County		San Bernardino County		
	Foothill E&T Consortium		Orange County		SELACO Consortium		
	Pacific Gateway (formerly		Riverside County		South Bay Consortium		
	Long Beach City)		Santa Ana City		Ventura County		
	Los Angeles City		San Bernardino City		Verdugo Consortium		
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 9,784	\$ 16,034	\$ 22,013	\$ 27,175	\$ 32,068	\$ 37,507	\$ 5,439
6 Months	\$ 4,892	\$ 8,017	\$ 11,007	\$ 13,588	\$ 16,034	\$ 18,754	\$ 2,720
100%	\$ 13,977	\$ 22,905	\$ 31,447	\$ 38,822	\$ 45,811	\$ 53,582	\$ 7,771
Poverty Guidelines							
Annual	\$ 10,830	\$ 14,570	\$ 18,310	\$ 22,050	\$ 25,790	\$ 29,530	\$ 3,740
6 Months	\$ 5,415	\$ 7,285	\$ 9,155	\$ 11,025	\$ 12,895	\$ 14,765	\$ 1,870

**Table 3—San Francisco/Oakland/San Jose Metropolitan Statistical Area**

LWIAs	Alameda County		Oakland City		San Mateo County		
	Contra Costa County		Richmond City		Santa Cruz County		
	Marin County		San Benito		Solano County		
	Napa County		San Francisco City/Co.		Sonoma County		
	NOVA Consortium		San Jose/Silicon Valley				
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 9,809	\$ 16,073	\$ 22,060	\$ 27,233	\$ 32,138	\$ 37,587	\$ 5,449
6 Months	\$ 4,905	\$ 8,037	\$ 11,030	\$ 13,617	\$ 16,069	\$ 18,794	\$ 2,725
100%	\$ 14,013	\$ 22,961	\$ 31,514	\$ 38,904	\$ 45,911	\$ 53,696	\$ 7,785
Poverty Guidelines							
Annual	\$ 10,830	\$ 14,570	\$ 18,310	\$ 22,050	\$ 25,790	\$ 29,530	\$ 3,740
6 Months	\$ 5,415	\$ 7,285	\$ 9,155	\$ 11,025	\$ 12,895	\$ 14,765	\$ 1,870

**Table 4— Metropolitan Areas**

<b>LWIAs</b>	Fresno County			Monterey County			Stanislaus County
	Golden Sierra Consortium			NoRTEC Consortium			Tulare County
	Imperial County			North Central Consortium			Yolo County
	Kern/Inyo/Mono Consortium			Sacramento City/Co.			
	Kings County			San Joaquin County			
	Madera County			San Luis Obispo County			
	Merced County			Santa Barbara County			
<b>Family Size</b>							
	<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>Each Add'l add</b>
<b>70% LLSIL</b>							
Annual	\$ 9,240	\$ 15,142	\$ 20,790	\$ 25,665	\$ 30,285	\$ 35,422	\$ 5,137
6 Months	\$ 4,620	\$ 7,571	\$ 10,395	\$ 12,833	\$ 15,143	\$ 17,711	\$ 2,568
100%	\$13,200	\$21,632	\$ 29,700	\$ 36,664	\$ 43,264	\$ 50,603	\$ 7,339
<b>Poverty Guidelines</b>							
Annual	\$ 10,830	\$ 14,570	\$ 18,310	\$ 22,050	\$ 25,790	\$ 29,530	\$ 3,740
6 Months	\$ 5,415	\$ 7,285	\$ 9,155	\$ 11,025	\$ 12,895	\$ 14,765	\$ 1,870

**Table 5—Nonmetropolitan Areas**

LWIAs	Humboldt County Mendocino County		Mother Lode Consortium				
Family Size							
	1	2	3	4	5	6	Each Add'l add
70% LLSIL							
Annual	\$ 8,853	\$ 14,509	\$ 19,921	\$ 24,588	\$ 29,019	\$ 33,939	\$ 4,920
6 Months	\$ 4,427	\$ 7,255	\$ 9,961	\$ 12,294	\$ 14,510	\$ 16,970	\$ 2,460
100%	\$ 12,647	\$ 20,727	\$ 28,458	\$ 35,126	\$ 41,455	\$ 48,484	\$ 7,029
Poverty Guidelines							
Annual	\$ 10,830	\$ 14,570	\$ 18,310	\$ 22,050	\$ 25,790	\$ 29,530	\$ 3,740
6 Months	\$ 5,415	\$ 7,285	\$ 9,155	\$ 11,025	\$ 12,895	\$ 14,765	\$ 1,870